



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

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DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 20, 2004

City of Butte City  
RT 1 BOX 162  
ARCO ID 83213

**RE: CLARIFICATION to Letter of July 12, 2004 regarding Mitigation  
for/Curtailment of Diversion of Ground Water Rights ... Located in Water District  
34, Big Lost River.**

Dear Water Right Holder:

It has come to our attention that your water right numbers 34-4027 and 34-4028 are located outside the area subject to conjunctive management/mitigation/augmentation rules. The letter and order of July 12, 2004 only applies to ground water points of diversion located north of "LINE A", shown in the attached figure. Therefore, you are **NOT** required to participate in, or submit a mitigation plan as described in the letter of July 12, 2004. Curtailment action does not apply to the two water rights listed above, and as such, you may continue diverting ground water after July 23, 2004 for these rights.

Please contact me, Jennifer Berkey, or Gary Spackman at the IDWR State office (208-327-7900) if you have any questions.

Sincerely,

Steve Burrell, P.E.  
Water Allocations Bureau

Attachments /1/

Figure 2

# WATER BASIN 34 INSET

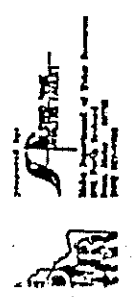
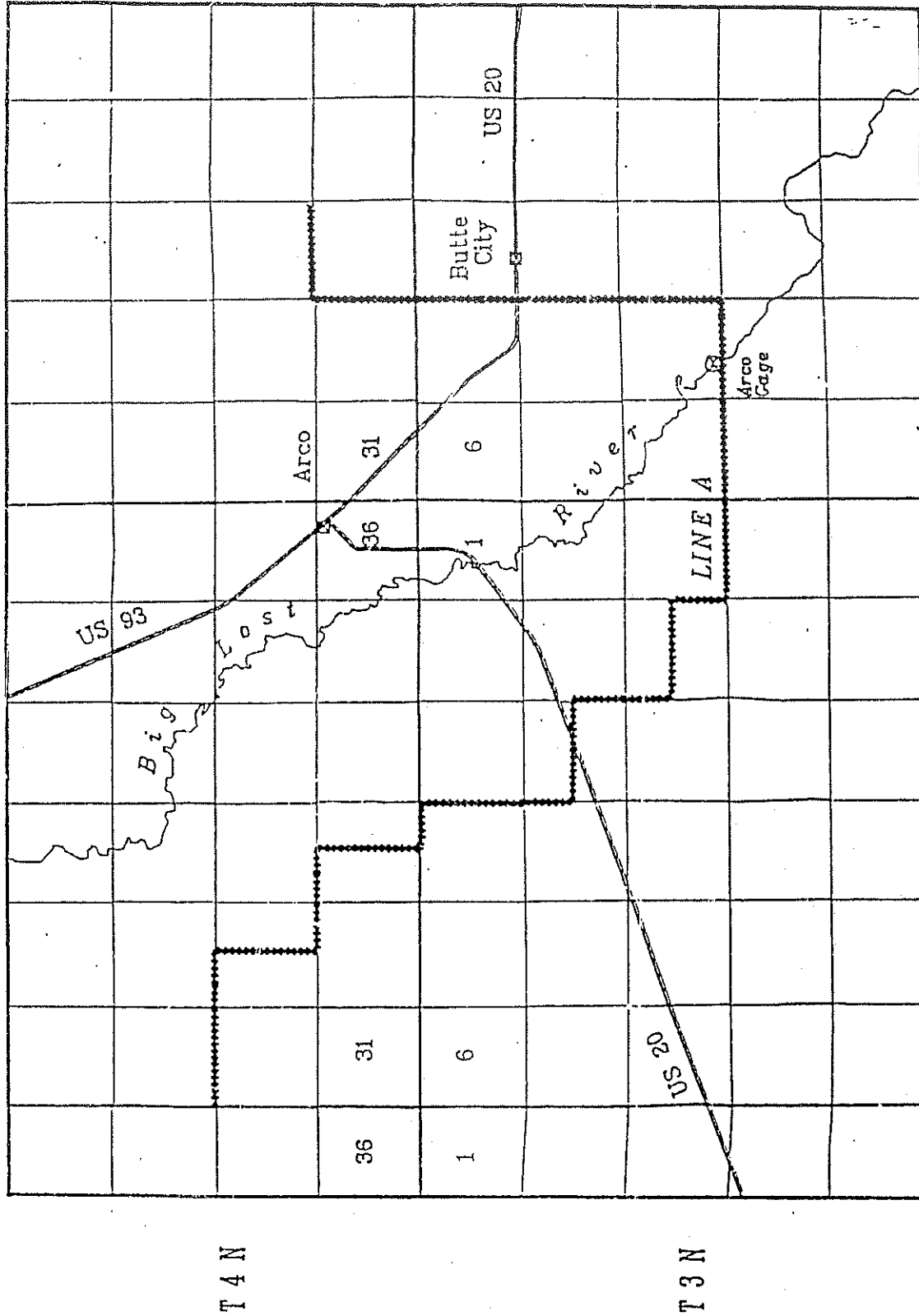
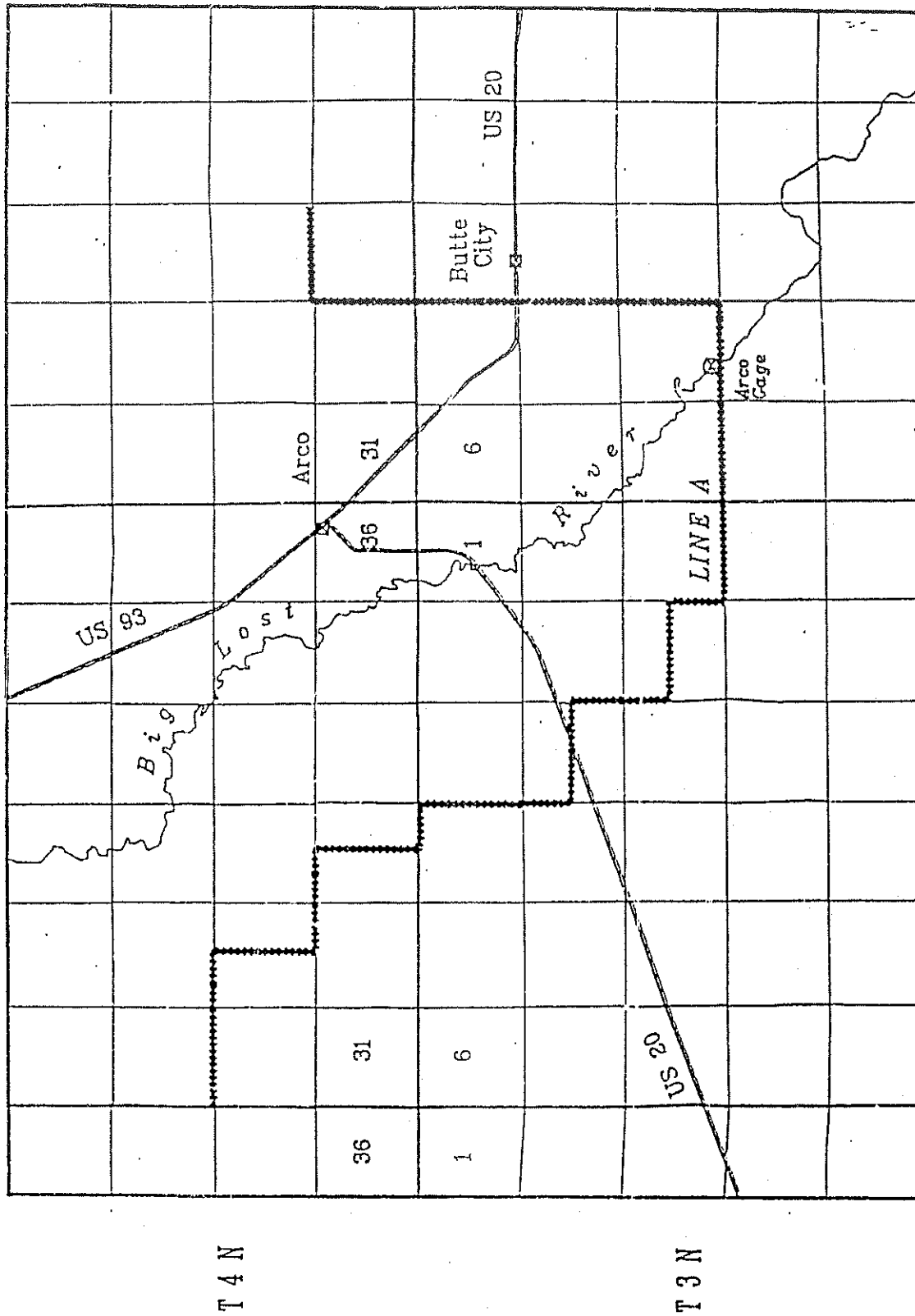


Figure 2

# WATER BASIN 34 INSET





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July 20, 2004

Gary Rogerson  
Soelberg Farms  
1482 THREE FOUNTAINS DR  
IDAHO FALLS ID 83404

Ralph S. Parkinson  
Parkinson Farms  
2253 N 3100 W  
ARCO ID 83213

**RE: CLARIFICATION to Letter of July 12, 2004 regarding Mitigation  
for/Curtailment of Diversion of Ground Water Rights ... Located in Water District  
34, Big Lost River.**

Dear Water Right Holder:

It has come to our attention that you may hold water rights in Water District No. 34 for ground water with points of diversion that are located outside the area subject to conjunctive management/mitigation/augmentation rules. The letter and order of July 12, 2004 only applies to ground water points of diversion located north of "LINE A", shown in the attached figure. Therefore, any water rights south of this "LINE A" are **NOT** required to participate in, or submit a mitigation plan as described in the letter of July 12, 2004. Curtailment action does not apply to the water rights located south of "LINE A", and as such, you may continue diverting ground water after July 23, 2004 for any rights south of "LINE A".

Please contact me, Jennifer Berkey, or Gary Spackman at the IDWR state office (208-327-7900) if you have any questions.

Sincerely,

Steve Burrell, P.E.  
Water Allocations Bureau

Attachments /1/